

DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that: My citizenship, residency, and mailing address are as identified below next to my name. I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed therein and for which a patent is sought on the invention entitled

"APPARATUS FOR DETERMINING WHEN A PATIENT IS SUSCEPTIBLE TO
DEFIBRILLATION";

the specification of which was filed on 02/08/2000 (MM/DD/YYYY) as PCT International Application Number PCT/IB00/00205 and was amended by Preliminary Amendment filed to the USPTO on 09/06/01 (MM/DD/YYYY).

I hereby state that I have reviewed and understand the content of the above-identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d), or 365(b) of any foreign application(s) for patent or inventor's certificate(s), or 365(a) of any PCT international application(s) which designated at least one country other than the United States of America, listed below and have also identified below, any foreign application(s) for patent or inventor's certificate(s), or any PCT international application(s) having a filing date before that of the application on which priority is claimed.

| <u>Country</u> | <u>Prior Foreign Application No.</u> | <u>Foreign Filing Date (MM/DD/YYYY)</u> | <u>Priority Claimed?</u> | <u>Certified Copy Attached?</u> |
|----------------|--|---|------------------------------|-------------------------------------|
| Ireland | S990090 | 02/08/1999 | Yes | No |

I hereby designate the following as my mailing address:

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I hereby appoint each of the following as my attorneys, with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Edwin M. Baranowski, Reg. No. 27,482;
Laurie N. Jacques, Reg. No. 35,905; and
Richard M. Mescher, Reg. No. 38,242.

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made herein on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, Section 1001, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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